HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.23178 of 2006

Dated:08.11.2006

Between:

Mohd.Fasuiddin Siddiqui.

…Petitioner

and

Mandal Revenue Officer.

…Respondent

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.23178 of 2006

ORDER:

The petitioner alleges that he purchased land admeasuring Acs.9.38 guntas in Survey No.1255 situated at Koratla Village of Karimnagar District from the original landlords. As the original landlords raised certain disputes, the petitioner filed a suit, being O.S.No.450 of 1990, on the file of the Court of the District Munsif Judge, Metpally, which was decreed in his favour. Thereupon the petitioner approached the Revenue Authorities for mutation of his name in the revenue records. Subsequently, the name of the petitioner was incorporated in the revenue records with effect from 1991-1992 in Pahani Patrikas and his name was also reflected in the Faisal Patti. The petitioner was issued pattadar passbook enabling him to pay the land revenue. The petitioner alleges that the respondent issued notice dated 09.10.2006 stating that he purchased the land in violation of the conditions of assignment and was asked to submit explanation. Pursuant to the notice, the petitioner made an application on 16.10.2006 requesting the respondent for issuance of certified copies of the Khasra pahani for the year 1954-1955, pahanies for the years 1955-1956 to 1958-1959, 1991, 1995-1996, 1996-1997 and 2000-2001 to 2004-2005. He also sent reminders. The respondent issued

memo bearing No.G/Records/2006, dated 26.10.2006, informing the petitioner that the land claimed by him belongs to the Government, and therefore, copies of the pahanies cannot be issued. Aggrieved by the same, present Writ Petition is filed.

The learned Counsel for the petitioner placed reliance on the decision of this Court in **K.Pedda Jangaiah v. Mandal Revenue Officer**[1] and an unreported judgment in W.P.No.21401 of 1998 dated 04.08.1998 in support of the contention that a person interested in any land can obtain certified copies of the village or revenue records pertaining to such land. The learned Assistant Government Pleader for Revenue (General-T) opposes the Writ Petition contending that as the land belongs to the Government, Pahanies are not regularly prepared, and therefore, the impugned memo is justified.

In Telangana Revenue Law parlance “Pahani Patrika” is annual village account register prepared by the competent village officer containing survey numbers, extents, cultivation particulars, name of pattadar, names of persons who are in actual occupation of the land and other columns. Therefore, when the land is registered as Government land or assessed waste dry land or Government poramboke land, the Pahanies for each year are not ordinarily prepared. In that view of the matter, unless and until such pahanies are available in respect of the Government land, no infirmity can be found in the impugned memo. Therefore, if Khasra Pahani for 1954-1955 is available, the respondent may consider giving copies to the petitioner. The petitioner is given liberty to approach the Mandal Revenue Officer for obtaining certified copies of only Khasra Pahanies.

The Writ Petition, with the above observations, is accordingly disposed of. No costs.

_____

(V.V.S.RAO, J)

08.11.2006
vs

---

[1] 1995(3) ALD 1050